

Court of Appeals, Division One

Juvenile

1 CA-JV 23-0231

IN RE TERM OF PARENTAL RIGHTS AS TO R.B., et al.

Appellate Case Information

Case Filed: 27-Dec-2023

Case Closed: 3-May-2024

Dismissal

Dept/Composition

Side 1. NALLELY M., Appellant

(Litigant Group) NALLELY M.

• Nallely M.

PRO SE

Advisory Counsel for: Appellant

David W Bell, Esq. (AZ Bar No. 13756)

Side 2. DEPARTMENT OF CHILD SAFETY, R.B., K.M., D.M., J.M., Appellee

(Litigant Group) DCS

• Department of Child Safety

Attorneys for: Appellee DCS

Jennifer R Blum, Esq. (AZ Bar No. 29716)

(Litigant Group) R.B., K.M., D.M., J.M.

• R. B.

Attorneys for: Appellee Children

Amanda Adams, Esq. (AZ Bar No. 22505)

• K. M.

Deanna Sandler, Esq. (AZ Bar No. 24770)

• D. M.

• J. M.

CASE STATUS

May 3, 2024.....Case Closed

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR JD41444	Termination of Parental Rights		Melody Harmon, Authoring Judge of Order		

CASE DECISION

17-Apr-2024 ORDER

ORDERED: Dismissing this appeal. FURTHER ORDERED: Directing the clerk of this court to issue a mandate in due course.

Filed: 17-Apr-2024

Mandate: 03-May-2024

Decision Disposition

Dismissed

Patrick Lacroix.....Author

21 PROCEEDING ENTRIES

1.	27-Dec-2023	FILED: Notice of Appeal from Maricopa County Superior Court filed 12/21/2023 and Notification of Notice of Appeal Filed.
2.	27-Dec-2023	FILED: Appellate Clerk Notice (606(b))
3.	4-Jan-2024	FILED: Children's Notice of Change of Counsel; Children's Certificate of Service for Notice of Change of Counsel (Appellee Children)
4.	4-Jan-2024	FILED: DCS's Notice of Change of Counsel; DCS'S Certificate of Service for Notice of Change of Counsel (Appellee DCS)
5.	9-Jan-2024	FILED: E-Record on Appeal: JD41444 Instrument/Minute Entries: Combined Exhibits: Hearing Date: 08/19/2022 - LIST # E1 E2 E3 E4 E5 E6 E7 E8 E9 E10 Hearing Date: 12/07/2023 - LIST # E1 E2 E3 E4 E5 E6 E7 E8 E9
6.	12-Jan-2024	FILED: Reporter's Transcript - 12/01/2023 - Severance Publication Hearing Continued for Testimony; Report and Review Hearing (Susan Leong)
7.	12-Jan-2024	FILED: Reporter's Transcript - 12/07/2023 - Status Conference (Susan Leong)
8.	12-Jan-2024	FILED: Notice of Completion of Record
9.	31-Jan-2024	FILED: Request for Additional Time to File Opening Brief; Certificate of Service (Appellant)

Court of Appeals, Division One**Juvenile****1 CA-JV 23-0231****IN RE TERM OF PARENTAL RIGHTS AS TO R.B., et al.****21 PROCEEDING ENTRIES**

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| 10. | 1-Feb-2024 | ORDERED: Request for Additional Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Thursday, 02-01-2024 to Friday, 02-16-2024. Patrick Philippe Lacroix ProTem Judge - Author |
| 11. | 16-Feb-2024 | FILED: Rule 607(e) Notice and Affidavit in Lieu of Opening Brief; Certificate of Service (Appellant) |
| 12. | 20-Feb-2024 | ORDERED: Granting appellant's extension request. Appellant Nallely M. may file an opening brief on or before 03/06/2024. See Ariz. R.P. Juv. Ct. 607(e)(3). The court will grant no further extensions absent extraordinary circumstances. See Ariz. R.P. Juv. Ct. 607(e)(3). If appellant does not timely file an opening brief, the court will dismiss this appeal based on counsel's notice under Rule 607(e)(4). FURTHER ORDERED: David Bell remains appointed, but only as appellant's advisory counsel. FURTHER ORDERED: Directing the clerk of the court to designate David Bell as advisory counsel for appellant. Patrick Philippe Lacroix ProTem Judge - Author |
| 13. | 4-Mar-2024 | FILED: Returned US Mail, Order Extending Time to File Opening Brief and Designating Counsel as Advisory Only dated 02/20/2024, addressed to Nallely M., Return to Sender, Attempted Not Known, Unable to Forward. |
| 14. | 6-Mar-2024 | FILED: Request for Additional Time to File Opening Brief; Certificate of Service (Appellant Pro Per) |
| 15. | 6-Mar-2024 | ORDERED: Request for Additional Time to File Opening Brief (Appellant Pro Per) = GRANTED. Due date EXTENDED from Wednesday, 03-06-2024 to Tuesday, 03-26-2024. If the brief is not filed timely, the court will dismiss this appeal. Patrick Philippe Lacroix ProTem Judge - Author |
| 16. | 18-Mar-2024 | FILED: Returned US Mail, Order Extending Time to File Opening Brief dated 03/06/2024, addressed to Nallely M., Return to Sender, Attempted Not Known, Unable to Forward. |
| 17. | 26-Mar-2024 | FILED: Second Request for Additional Time to File Opening Brief; Certificate of Service (Appellant Pro Per) |
| 18. | 28-Mar-2024 | ORDERED: Second Request for Additional Time to File Opening Brief (Appellant Pro Per) = DENIED/ if appellant does not file her opening brief by 04/11/2024, the court will dismiss her appeal based on counsel's notice under Rule 607(e)(4). Patrick Philippe Lacroix ProTem Judge - Author |
| 19. | 17-Apr-2024 | ORDERED: Dismissing this appeal. FURTHER ORDERED: Directing the clerk of this court to issue a mandate in due course. Patrick Philippe Lacroix ProTem Judge - Author |
| 20. | 17-Apr-2024 | FILED: Notice of Juvenile Rule 609 |
| 21. | 3-May-2024 | FILED: Mandate, No physical record to be returned to clerk, Maricopa County Superior Court. |